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REMARKS

Reconsideration of the above-identified application in view of the amendments above and the remarks following is respectfully requested.

Claims 1, 2 and 4-25 are in this case. Claims 1, 2, 4-13 and 23 have been rejected under § 103(a). Claims 14-20, 24 and 25 are subject to a non-statutory double-patenting rejection. Claims 21 and 22 have been objected to.

Independent claim 1, and dependent claims 22 and 23, have been amended. A terminal disclaimer is being filed contemporaneously with this response.

Interview Summary

Reference is made to a telephone interview held in two sessions on May 26 and on May 31, 2005, between Examiner Brent Swarthout for the P.T.O. and Mr. Daniel Michaels, speaking under the auspices of Dr. Mark Friedman, for the Applicant. The interview related to the § 103(a) rejections of claims 1 and 8 of record, and the filing of a terminal disclosure to overcome the obviousness-type double patenting rejections of record. Agreement was reached regarding the allowability of all claims, subject to certain amendments and a terminal disclaimer as discussed below.

Specifically, with regard to claim 1, the Applicant noted that the rejection was based on a broad reading of the phrase "portion of a wireless communication link" (or the term "transmitter" in claim 20) on a control which is not itself a wireless transmitter. The Applicant suggested to add language to claim 1 specifying the presence of a wireless transmitter within the cockpit. In reply, the Examiner was kind enough to suggest alternative language, as now incorporated by amendment, which he indicated would be sufficient to render claim 1 allowable.

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With regard to claim 8, the Applicant reiterated the arguments filed in the previous response, asking the Examiner to give additional consideration to the arguments which the Applicant considered compelling. After a supplementary review of the issues, the Examiner agreed that claim 8 can in fact be allowed in its present form.

The Applicant also indicated the intention to file a terminal disclaimer as suggested by the Examiner to overcome the obviousness-type double patenting rejections. The amendments and the terminal disclaimer together are believed to resolve all outstanding issues in this case, bringing the application into condition for allowance.

The Applicant expresses appreciation to the Examiner for his generous allotment of time and his helpfulness in resolving the outstanding issues in this case.

§ 103(a) Rejections - Claims 1, 2, 4-7 and 23

The Examiner has rejected claims 1, 2, 4-7 and 23 under § 103(a) as being unpatentable over Ebert et al. (US 5931874) in view of Alpers (US 4288049) and one or more of Maguire, Jr. (US 6359601) and Takeyama (US 5647016). The Examiner's rejections are respectfully traversed.

While continuing to traverse the Examiner's rejections, the Applicant has, in order to expedite the prosecution, chosen to amend independent claim 1 as agreed with the Examiner in the above-referenced telephone interview. Specifically, independent claim 1 now specifies explicitly that the first portion of the wireless communication link includes a wireless transmitter located within the cockpit for communicating cuing direction information derived at least in part from said position measurement system.

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Claims 22 and 23 have been amended to render them consistent with the prior recitation of the wireless transmitter in independent claim 1.

As already discussed with the Examiner, the amended claim language overcomes the § 103(a) rejections of these claims, thereby rendering claim 1, and hence also dependent claims 2, 4-7 and 23, allowable.

§ 103(a) Rejections - Claims 8-13

The Examiner has rejected claims 8-10 under § 103(a) as being unpatentable over Maguire, Jr. in view of Takeyama. The Examiner has also rejected claims 11-13 under § 103(a) as being unpatentable over Maguire, Jr. in view of Takeyama and either Hergesheimer or Hamilton et al. The Examiner's rejections are respectfully traversed.

As detailed in the interview summary above, after reconsideration of the arguments as filed in the previous response, the Examiner has indicated his intention to withdraw the rejection of claims 8-13 under § 103(a).

Double Patenting Rejection

The Examiner has rejected claims 14-20, 24 and 25 under the judicially created doctrine of obviousness-type double patenting over the parent application US Patent No. 6,667,694.

In response, the Applicant submits herewith a terminal disclaimer, thereby overcoming the double patenting rejections of record.

Objections

The Examiner has objected to claims 21 and 22 as being based on a rejected base claim. The Examiner has noted that these claims would be allowable if rewritten

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in independent form including all the limitations of the base claim and any intervening claim.

In view of the discussion above in the context of the § 103(a) rejections, the Applicant submits that the base claim from which these claims depend is allowable, making claims 21 and 22 allowable in their present form.

In view of the above amendments and remarks it is respectfully submitted that independent claims 1, 8, 14 and 19, and hence also dependent claims 2, 4-7, 9-13, 15-18 and 20-25, are in condition for allowance. Prompt notice of allowance is respectfully and earnestly solicited.

Respectfully submitted,



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